

TEMPORARY

NO. 61761

T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office DEC 21 1995

Returned to applicant for correction

Corrected application filed

Map filed JAN 29 1985 under 48782

The applicant COEUR ROCHESTER, INC., hereby makes application for permission to change the point of diversion of water heretofore appropriated under Permit 48783

1. The source of water is underground.
2. The amount of water to be changed 2.67 cfs.
3. The water to be used for mining, milling and domestic.
4. The water heretofore permitted for mining, milling and domestic.
5. The water is to be diverted at the following point within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10, T.28N., R.34E. MDB&M.
6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 10, T.28N., R.34E., MDB&M, at a point from which the NW corner of said Section 10 bears N. 53° 15' W. a distance of 4,490 feet.
7. Proposed place of use within Sections 10, 15, 16, 21 and 22, all within T.28N., R.34E. MDB&M.
8. Existing place of use within Sections 10, 15, 16, 21 and 22, all within T.28N., R.34E., MDB&M.
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from January 1st to December 31st of each year.
11. Description of proposed works Drilled and cased well, pipeline, submersible pump, distribution system and storage reservoir.
12. Estimated cost of works \$100,000
13. Estimated time required to construct works Two years
14. Estimated time required to complete the application of water to beneficial use Five years
15. Remarks: This application is filed to change the point of diversion, as existing Permit 48783 will be impacted by a leach pad. Waters will be commingled with other permitted rights of the applicant.

By s/ Ross E. de Lipkau
Ross E. de Lipkau
P.O. Box 2790
Reno, NV 89505-2790

Compared cl/jk cl/bk

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 48783 is issued subject to the terms and conditions imposed in said Permit 48783 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 44613, 44614, 44615, 44616, 48783, 48785, 48789, 48790, 49612, 49613, 49614, 58449, 58450 and 61761-T shall not exceed 628.0 million gallons annually.

This temporary permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the volume of water pumped under this permit and other permits issued for the project. These records shall be submitted to the State Engineer on a quarterly basis within fifteen (15) days after the end of each calendar quarter.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on June 2, 1997 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.67 cubic feet per second, but not to exceed 628.0 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office,

this 3rd day of June, A.D. 1996

R. Michael Turnipseed P.E.
State Engineer

EXPIRED

JUN 02 1997